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I hereby certify that this correspondence is being facsimile-transmitted to the Commissioner for Patents and Trademarks at 571-273-8300 on the below date:

Date: January 29, 2007 Name: Carolyn Beason-Held

Signature: *Carolyn Beason-Held*

**BRINKS**  
**HOFER**  
**GILSON**  
**& LIONE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appln. of: **Darin G. Schaeffer, et al.**

Appln. No.: **10/769,962**

Filed: **February 2, 2004**

For: **TRACHEOSTOMY TUBE AND LOADING DILATOR**

Examiner: **Ali, Shumaya B.**

Art Unit: **3743**

Attorney Docket No: **10703/042 (PA-53-75-RFB)**

Mail Stop Amendment AF  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

Sir:

**Attached is/are:**

- ☒ Request for Reconsideration;(10 pages including Transmittal)  
☐ Return Receipt Postcard

**Fee calculation:**

- ☒ No additional fee is required.  
☐ Small Entity.  
☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
☐ A petition or surcharge in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.16(e).  
☐ An additional filing fee has been calculated as shown below:

|   |                                  |       |                                 |               | Small Entity |           |    | Not a Small Entity |           |
|---|----------------------------------|-------|---------------------------------|---------------|--------------|-----------|----|--------------------|-----------|
|   | Claims Remaining After Amendment |       | Highest No. Previously Paid For | Present Extra | Rate         | Add'l Fee | or | Rate               | Add'l Fee |
| Total                                     | 30                               | Minus | 31                              | 0             | x \$25=      |           |    | x \$50=            |           |
| Indep.                                    | 4                                | Minus | 4                               | 0             | x 100=       |           |    | x \$200=           |           |
| First Presentation of Multiple Dep. Claim |                                  |       |                                 |               | + \$180=     |           |    | + \$360=           |           |
|   |                                  |       |                                 |               | Total        | \$        |    | Total              | \$        |

**Fee payment:**

- ☐ A check in the amount of \$\_\_\_\_\_ to cover the above-identified fee(s) is enclosed.  
☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).  
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

*Lawrence A. Steward*  
Lawrence A. Steward (Reg. No. 32,309)

Jan. 29, 2007  
Date

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Carolyn Beason-Wright

**AMENDMENT UNDER 37 C.F.R. 1.116**  
**EXPEDITED RESPONSE**

Our Case No.: 10703/042 (PA-5375-RFB)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Darin G. Schaeffer, et al.

Serial No.: 10/769,962

Filing Date: February 2, 2004

For: TRACHEOSTOMY TUBE AND  
LOADING DILATOR

Examiner: Ali, Shumaya B.

Group Art Unit No.: 3743

**REQUEST FOR RECONSIDERATION**

MAIL STOP AMENDMENT AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This paper is responsive to the final Office Action mailed January 10, 2007.

No amendments to the claims are presented in this paper. The listing of claims begins on page 2.

Remarks/Arguments begin on page 6 of this paper.